



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

in the Application of: Docket No.: 2922-A  
William C. Fanslow III and Elaine K. Thomas

Serial No.: 09/842,745 Group Art Unit: 1644  
Filing Date: April 25, 2001 Examiner: Gabel, P.  
For: METHOD FOR TREATMENT OF TUMORS USING PHOTODYNAMIC THERAPY

**RESPONSE TO RESTRICTION REQUIREMENT**

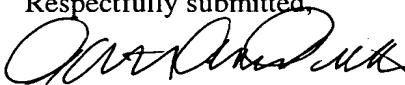
Commissioner for Patents  
P. O.Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to an Office Action having a mailing date of May 19, 2003, in which the Examiner reaffirmed the previous restriction into groups I and II and required Applicants to elect a single disclosed species of tumor or precancerous cell type, Applicants hereby elect breast cancer. Applicants make this election in an effort to be cooperative and speed allowance of the claims.

In view of the foregoing election and remarks, Applicants submit that all claims pending in this application are in condition for allowance and a notice to that effect is respectfully requested. If the Examiner believes that prosecution could be expedited by way of a telephonic interview, the Examiner is invited to contact the undersigned.

Respectfully submitted,

  
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